



Our Lady Queen of Peace School
418 Holly Avenue
Madison, Wisconsin 53711
(608) 231-4580

Received & Inspected

DEC 22 2009

FCC Mail Room

December 17, 2009

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, D. C. 20554

2009-12-22 14:00:00

REQUEST FOR REVIEW
CC Docket No. 02-6

BEN name: Our Lady Queen of Peace School
Applicant BEN: 61786
Relevant Form: Form 486: #618022 (WiscNet)
Appellant name: Patricia Chryst

c/o Our Lady Queen of Peace School
418 Holly Ave., Madison, WI 53711
Fax #: 608-231-4589
Phone #: 608-444-1084
e-mail: chryst@gops.k12.wi.us

SPIN: 143004351
FRN: 1722562

To whom it may Concern:

I am writing to appeal the service start date of 06/02/2009 and the adjusted funding commitment of \$186.41, as stated on the Form 486 Notification Letter dated October 14, 2009. Enclosed is the letter dated Nov. 13, 2009 from the USAC denying our appeal in this same matter.

The purpose of this letter is to share with you the extenuating circumstances which resulted in our Form 486 for the 2008-2009 funding cycle not being submitted in a timely way.

We met the deadlines for all of our school's 2008-2009 Forms 470 and Forms 471. The second semester of our 2007-2008 school year, however, found us coping with with some huge challenges. One of our 5th Grade students lost her courageous, 3 year long battle with brain cancer, and we had to bury her at the end of February in 2008. Shortly after that, our beloved Principal of 15 years at our school learned, after an appointment in mid-March of 2008, that he had Stage 4 brain cancer. He never was able to return to his desk after he left the building to go to the doctor that day.

No. of Copies rec'd 0
List A B C D E

Since I was the Assistant Principal at that time, I had to carry on in that role, as well as take on the responsibilities of serving as Principal. We have almost 500 students in our K-8 school and 55 employees reporting directly to the Principal. I did agree to continue in the role of Acting Principal for the 2008-2009 school year, and we were in a crisis management mode for that entire time. Sadly, we had to bury our Principal in March of 2009.

The above circumstances resulted in our School Office coordinating a Respite Team visiting schedule & meals, as well as a huge benefit to help out our principal's family. Additionally, there were 9 different "hires" that had to be made, and we had to launch an appeal to raise money for unexpected repairs for our school & parish buildings. We also ended up short handed in our School Office because our Secretary's husband received a pancreatic cancer diagnosis, and she had to take an indefinite leave to care for him.

The reminder paperwork for the Form 486's was mis-placed and it has been a source of great personal anxiety that I failed to meet the stated deadlines and have therefore potentially created a financial hardship for our school and parish. I am hoping that this summary will sufficiently document the fact that circumstances beyond our control resulted in our belated submission of the forms. I truly hope that this appeal and request for a waiver of the deadline can be granted.

I will provide a copy of this appeal letter to WiscNet, our service provider. I would be the contact person who could most readily discuss this appeal with a USAC representative.

Sincerely,


Patricia P. Chryst

cc: WiscNet



Universal Service Administrative Company
Schools & Libraries Division

WISNET

Administrator's Decision on Appeal – Funding Year 2008-2009

November 13, 2009

Patricia P. Chryst
Our Lady Queen of Peace School
418 Holly Avenue
Madison, WI 53711

Re: Applicant Name: OUR LADY QUEEN OF PEACE SCHOOL
Billed Entity Number: 61786
Form 471 Application Number: 624457
Form 486 Application Number: 618022
Funding Request Number(s): 1722562
Your Correspondence Dated: October 27, 2009

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2008 Form 486 Notification Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1722562
Decision on Appeal: **Denied**
Explanation:

- USAC has determined that your FCC Form 486 application number 618022 was not filed within 120 days calculated from the date of the FCDL (May 13, 2008) or the SSD (July 1, 2008) indicated on the FCC Form 486, whichever date is later. On November 25, 2008, USAC mailed an "Urgent Reminder" letter providing you with additional time and a new deadline to submit and/or certify your FCC Form 486. Your FCC Form 486 was postmarked and certified online on September 30, 2009, which is after the new deadline. Consequently, the SSD has been revised to June 2, 2009, 120 days before the FCC Form 486 postmark date. If the funding commitment includes recurring charges then the funding commitment has been reduced accordingly. It is the responsibility of the

applicant to ensure that all forms are submitted to USAC in a correct and timely manner. As a result, your appeal is denied.

- FCC rules require applicants to use recurring services within the relevant funding year, and to implement non-recurring services by the applicable deadline established by the Commission. *See* 47 C.F.R. sec. 54.507(d). The FCC Form 486 informs USAC when the applicant is scheduled to receive or has received services in the relevant funding year from the named service provider. The receipt of a properly completed FCC Form 486 triggers the process for USAC to receive invoices. In order for an applicant to receive discounts retroactively to the Service Start Date (SSD), the FCC Form 486 should be postmarked no later than 120 days after the SSD featured on the FCC Form 486 or no later than 120 days after the date of the Funding Commitment Decision Letter (FCDL), whichever is later. When an applicant has missed a deadline to file its FCC Form 486, it is given additional 20 calendar days from the date of receipt USAC's written notice to file or amend its FCC Form 486 and receive services retroactively to the SSD. *See* Request for Review and Waiver of the Decision of the Universal Service Administrator by Alaska Gateway School District, Tok, AK, et al., Schools and Libraries Universal Service Support Mechanism, File Nos. SLD-412028, et. al., CC Docket No. 02-6, 21 FCC Rcd 10186-10187, DA 06-1871, para. 8 (rel. Sep. 14, 2006).

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either USAC or the FCC. For appeals that have been denied in full, partially approved, dismissed, or canceled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

Patricia P. Chryst
Our Lady Queen of Peace School
418 Holly Avenue
Madison, WI 53711

Billed Entity Number: 61786
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